

We concur: Ashmann-Gerst, J.
Chavez, J.

October 14, 2009 (Continued)

DIVISION TWO (continued)

B211352 Stevens (Not for Publication)
v.
Stevens

The appeal is dismissed. Each party to bear its own costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Doi Todd, J.

B206441 Gullwing International Motors
v.
Ostermeier

Filed order denying petition for rehearing.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Kitching, Acting P.J., Aldrich, J. and Zaida Clayton, Deputy Clerk.

Croskey, J. is ill and will not be present for oral argument. Kitching, Acting P.J. calls the calendar and asks counsel to stipulate to Justice Croskey participating in oral argument by listening to the audio recording of oral argument. If there are any objections a matter will be continued to the November calendar.

Each of the following:

B209612 People v. Anthony O’Neal
B208147 People v. Juan Jose Badajoz
B213512 DCFS v. M.J.
B207171 People v. Michael Antoine Elkins

Argument waived, cause submitted.

DIVISION THREE (continued)

B211712 Harry V. Atherley
 v.
 Dalila A. Atherley

Merits:

Argued by Richard N. Deyo for appellant and by A. James Artiano for respondent. Cause submitted.

B205548 People
 v.
 Dana Douglas White

Merits:

Argued by Doris M. Frizzell for appellant and by Jonathan J. Kline for respondent. Cause submitted.

B209336 Gelson's Supermarkets
 v.
 Workers Compensation Appeals Board
 Paul Fowler, Respondent

Merits:

Argued by Paul W. Cane Jr. for petitioner and by Lawrence Silver for respondents. Cause submitted.

B206776 Leeanne Matusek
 v.
 Rodney Benn et al

Merits:

Argued by John Gary Warner for appellants and by Henry J. Matusek for respondent. Cause submitted.

Court recessed.

DIVISION THREE

Court convened at 1:30 p.m.

Present: Kitching, Acting P.J., Aldrich, J. and Zaida Clayton, Deputy Clerk.

Croskey, J. is ill and will not be present for oral argument. Kitching, Acting P.J. calls the calendar and asks counsel to stipulate to Justice Croskey participating in oral argument by listening to the audio recording of oral argument. If there are any objections a matter will be continued to the November calendar.

Each of the following:

B211275 DCFS v. S.R.

B209074 People v. Ira Lee Kurney

B210734 People v. Israel Rivera & Edwin Gutierrez

B204194 People v. Isaac Martinez & Juan Solis

B218109 R.P. v. S.C.L.A. (DCFS)

Argument waived, cause submitted.

B205947 Terry Bazzini et al
 v.
 Technicolor, Inc. et al

Appearances:

Keith A. Robinson for appellants and Hayward J. Kaiser for respondents.

Oral argument continued to December 14, 2009 at 1:30 p.m.

B211656 Tenzera, Inc
 v.
 Michael Osterman, et al.

Appearances:

Alicia Natalie Vaz for appellants and Thomas J. Weiss for respondent.

Oral argument continued to November 10, 2009 at 1:30 p.m.

DIVISION THREE (continued)

B211351 Larry Walker
v.
Sears, Roebuck & Co., et al

Merits:

Argued by Appellant Larry Walker, in pro per and by Grant D. Waterkotte
for respondent . Cause submitted.

B208941 Darren Hager
v.
County of Los Angeles et al

Merits:

Argued by Richard A. Love for appellant and by Melinda Cantrall for respondents. Cause submitted.

Court adjourned.

DIVISION FOUR

B209067 People (Not for Publication)
v.
Denman

The restitution fine of \$200 remains in force. The \$400 restitution fine is stricken and the parole revocation fine of \$400 is reduced to \$200. In all respects the judgment is affirmed.

Manella, J.

We concur: Willhite, Acting P.J.
Suzukawa, J.

DIVISION FOUR (continued)

B211901 People v. Padilla (Not for Publication)

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

B210295 Franicevich (Not for Publication)
v.
Helsel, et al.

The order denying the special motion to strike is affirmed with respect to all defendants. Respondent(s) to recover costs.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

B209488 Moore (Not for Publication)
v.
Quates

We reverse the court's judgment and remand for further proceedings. Appellant is to have her costs on appeal.

Epstein, P.J.

We concur: Manella, J.
Suzukawa, J.

DIVISION FOUR (continued)

B210335 Garau (Not for Publication)

v.

California State Personnel Board

California Department of Industrial Relations

The judgment is reversed as to Garau's section 1085 petition for writ of mandate and Garau's section 1094.5 petition for writ of administrative mandate, and the matter is remanded for further proceedings in the trial court. The trial court shall issue a writ of mandate compelling the Department to immediately comply with the Board's reinstatement order of September 4, 2007, by fully reinstating Garau to the position of Industrial Relations Counsel III (Specialist), with permanent civil service employee status as of April 11, 2006. As to Garau's section 1094.5 petition for writ of administrative mandate, the trial court shall vacate its order sustaining the Board's demurrer without leave to amend and shall issue a new order sustaining the Board's demurrer with leave to amend. Garau shall have her costs on appeal.

Epstein, P.J.

We concur: Willhite, J.
 Suzukawa, J.

DIVISION SIX

B214446 Child Protective Services (Not for Publication)

v.

A.N., M.C., and M.M.,

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
 Perren, J.

DIVISION SIX (continued)

B212524 Sustainable Transportation Advocates, etc. (Not for Publication)
v.
Santa Barbara County Association of Governments

The judgment is affirmed. Respondent(s) to recover costs.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

B214867 People (Not for Publication)
v.
Crow

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

B210568 People (Not for Publication)
v.
Valenzuela

The trial court is directed to issue an amended abstract of judgment to reflect that the 25-year firearm enhancement was imposed pursuant to section 12022.53, subdivision (d) and (e)(1), and to forward a certified copy of the amended abstract of judgment to the Department of Corrections and Rehabilitation. The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
 Perren, J.

DIVISION SIX (continued)

B217433 S.L.O. Department of Social Services (Not for Publication)
v.
A.P.

The appeal is dismissed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B215313 People (Not for Publication)
v.
Bradford

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

B211573 People (Not for Publication)
v.
Orloff

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SIX (continued)

B209903 People
v.
Galan

Filed order modifying opinion. (No change in the judgment)

DIVISION SEVEN

B215043 People (Not for Publication)
v.
Williamson

The judgment is affirmed.

Zelon, J.

We concur: Woods, Acting P.J.
Jackson, J.

B213101 People (Not for Publication)
v.
Robinson

The appeal is dismissed.

Zelon, J.

We concur: Woods, Acting P.J.
Jackson, J.

DIVISION SEVEN (continued)

B210200 People (Not for Publication)
v.
Kennedy

The judgment is affirmed.

Zelon, J.

We concur: Woods, Acting P.J.
Jackson, J.

B212276 Chris Kantrowitz (Not for Publication)
v.
ODVD, LLC

The judgment is affirmed. Kantrowitz shall recover his costs on appeal.

Zelon, J.

We concur: Perluss, P.J.
Jackson, J.

DIVISION EIGHT

B212071 Robert Obeid (Not for Publication)
v.
James Eleopoulos, et al.

The judgment is affirmed. Respondents are to recover their costs on appeal.

Flier, J.

We concur: Rubin, Acting P.J.
Mohr, J. (Assigned)

DIVISION EIGHT (continued)

B209912 Twin Med, LLC (Not for Publication)
v.
JPH Management, Inc., et al

The second amended judgment, including LLC as an additional judgment debtor, is affirmed. JPH is to recover costs on appeal.

Flier, Acting P.J.

We concur: Bigelow, J.
Mohr, J. (Assigned)

B208734 Christopher Martin (Not for Publication)
v.
Pacific Specialty Insurance Company

The judgment is affirmed. Respondent is to recover its costs on appeal.

Flier, J.

We concur: Rubin, Acting P.J.
Bigelow, J.

B210233 People (Not for Publication)
v.
Abel Castaneda

The judgment is affirmed.

Flier, J.

We concur: Rubin, Acting P.J.
Mohr, J. (Assigned)

DIVISION EIGHT(continued)

B212970 People (Not for Publication)

V.

Scott Arthur Watkins

The judgment is affirmed.

Flier, J.

We concur: Rubin, Acting P.J.

Bigelow, J.

B176239 Peter Silverbrand (Not for Publication)

V.

County of Los Angeles et al.

The judgment is reversed, and the case is remanded to the trial court for further proceedings consistent with this decision. Appellant is to recover costs on appeal.

Flier, J.

We concur: Rubin, Acting P.J.

Bigelow, J.

B213060 Cal-Western Reconveyance Corporation

V.

Barry Reed

George Halimi

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

October 14, 2009 (Continued)

**ADD TO THE MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 25, 2009

DIVISION THREE

B204878 Superior Dispatch, Inc.
 v.
 Insurance Corporation of New York

Filed order granting petition for rehearing.